

NESBITTS: Trustee Hays motioned that the Board retain the firm of Nesbitt & Nesbitt as is necessary to represent the Vill. in any potential litigation or legal matters concerning the "Vienna Reconstruction Project" Trustee Rolland seconded. Mr. Hays explained that when Vill. Atty. out ill, Nesbitt's did lg. amt. of work on said project - would like to retain that continuity. Bd. felt it would cost Vill. less - all voted "aye," carried.

ADJOURN: Trustee DePoint moved adjournment at 8:50 p.m.; Trustee Rolland seconded. All voted "aye," carried.

Ethel B. Johnson, Clerk

BOARD OF TRUSTEES

REGULAR MEETING

3/5/84

7:00 P.M.

PRESENT: Mary Lou Wilson, Mayor; Trustees S. Hays and M. Kay McGrath; Attorney L.J. Poyzer. Absent: Trustee R. Rolland; Trustee J. DePoint arrived at 8:15 p.m.

MOM OF SIL Mayor Wilson requested a moment of silence prior to conducting the business of the Board.

MINUTES: Bd. proceeding Minutes of 2/20/84 - Spec. Mtg. - and 2/21/84 regular mtg. were not available for approval.

WCVOA Mayor Wilson announced that the Wayne Co. Village Officials' Assoc. dinner-mtg would be held on 3/28/84, hosted by the Village of Sodus Pt.

VIENNA ST. Discussion held on "Change-Work Order" re "Vienna St. Reconst. Project" rec'd frm. Lozier's which was previously authorized by Bd. for Mayor to execute. Mr. Hays spoke of "French drain" and amt. of \$831.36 in contingency Mr. Hays moved approval; Mrs. McGrath seconded. "Ayes," - Trustees Hays & McGrath; and Mayor Wilson. Carried.

ELEC. NOTICE Mayor Wilson read "Legal Notice" re Gen. Vill. Elec. on 3/20/84 - candidates, addresses and terms of office. When there were no corrections PUBLIC. Trustee Hays moved publication of same; Trustee McGrath seconded. "Ayes," - Trustees Hays & McGrath; and Mayor Wilson. Carried.

FIRE CO. Mayor Wilson read communication from Fire Co. which included officers OFFICERS for 1984-85 following Annual Mtg. Trustee McGrath related that the following persons were recommended for membership in F.D.: Carol Ann APPLICAT. Pechler, 2191 Shilling Rd.; Bruce F. Suhr, 3242 LeRoy Rd.; and Steven D. Almond 1701 Walker Rd. Trustee McGrath moved the Board's approval, upon having a physical exam.; Trustee Hays seconded. "Ayes," - Trustee Hays & McGrath; and Mayor Wilson. Carried. The Mayor said that the

FAIR WC Fair Assoc. had communicated with the Village requesting permission BANNERS to place banners across Main St. (Route 31) prior to and during "Fair Week". The Board approved upon a motion by Trustee McGrath - and the stipulation that the Assoc. submit the name of a local person whom the Bd./Police could contact in case the banner(s) fall or are blown down; Trustee Hays seconded. "Ayes," - Trustees McGrath & Hays; and Mayor Wilson. Carried. The Clk. was directed to make contact with DOT.

BOND SALE Re Vienna St. Proj., the Mayor said that bond sale for shortterm notes due in May when Village would enter into permanent financing, awarded to Marine Midland at 5.43%. The following bids were rec'd - Lincoln First - 5.49%; Manufacturer's Hanover - 5.66%, and Security Truste - 5.82%.

RESOL RE Mayor Wilson read Resol. for "Standard Operating Procedure for Review and CODING Coding of Claims Prior to Submission to Board and Payment"; Trustee McGrath moved passage; Trustee Hays seconded. "Ayes," - Trustees McGrath & Hays; and Mayor Wilson.

CT. RPT Mayor Wilson read Annual Rpt. from Ct. Clk. Drake; Trustee McGrath moved acceptance; Trustee Hays seconded. "Ayes," - Trustees McGrath & Hays; and Mayor Wilson. Carried.

COMM CTR
DIRECTOR

Community Center Dir. J. Campbell, approached the Bd. for discussion of the Comm. Ct. Budget, among other things. Mr. Campbell stated that the budget request was for an increase of \$1250., represent. approx. 8% total budget req. - \$15,750.00 Mr. Campbell said that the "United Fnd" budget meeting will be held on 4/16/84 - during which time approx. \$21,000.00 will be req. He added that they are "privately" audited - prerequisite for rec. funds from "United Way." He also spoke of problem with roof at Comm. Ct. re ventilation - moisture accumulating on new gyn flr. etc. (Harnish & Lookup were engineers). He was requested to get bk to Bd. with an estimate. It was pointed out that use of Ctr. is approx. 60% Village; 40% Town. Re elec. of officers for 1984-85, Mr. Campbell said meeting a week hence.

PAYLOADER
ALBANY TRIP

new Highway Dept. payloader rec'd on 3/1/84. Mayor Wilson & Trustee McGrath reported on knowledge/benefits obtained from trip to Albany 2/25-2/27/84 for NYCOM Winter Legislative Mtg. Having met with State officials re Canal bridges was also a pt. of their respective rpts. Trustee McGrath touched upon several bills being submitted to the legislature - bills re "Home Rule for Villages".....

VILL PROP

Discussion on Vill. property which borders "VanHoover" property on Canal St. Bd. generally felt it might be needed in future in relation to rest of prop. - Vill. Atty. req. to investigate their intended use of said prop. Depending upon intended use. Trustee McGrath said that, perhaps, said prop. could be leased for \$1.00". It was suggested that VanHoovers may just want to "maintain it."

BREEN'S

It was stated that Breen's had abandoned plan for orig. req. for purch. of Vill. property adjacent to their mkt. - they have asked for a "change of use purpose"....following which reps. were slated for Agneda placement on 3/19/84.

PARADE REQ

It was brt. to Bd.'s attention that Mr. T. Lynch, representing Pal-Mac Youth Baseball, communicated with Bd. for permission to hold a Parade on 5/12/84 heralding opening season. Trustee Hays motioned Bd.'s approval; Mrs. McGrath seconded. "Ayes," - Trustees Hays & McGrath & Mayor Wilson. Carried. Clk. to write DOT; Police Dept. to assist.

FBI SCHOOL

The Mayor said that Chief Henry and Dpty. Chief Dalton were present re the Dputy Chief's attendance at FBI School. She added that attendance is cost-free to Village; included in former Contract. Bd. feels it's beneficial to whole Dept.; Bd. has encouraged employees to further their education in respective fields, when possible. Mayor Wilson req. Mr. Dalton to elaborate upon FBI School, which he read from brochure. He felt he'd like to attend; would be asset to Palmyra - make him better qualified to perform his duties. Trustee DePoint arrived at 8:15 p.m. and became pt. of discussion. He said that Mr. Dalton is P.D.'s Chief Investigator". Trustee Hays asked about "leaving" Palmyra afterwards; Mr. Dalton said that he liked Palmyra...wants to stay here... if he attends FBI Academy, would be required to stay in Palmyra three (3) yrs. Length of school would be eleven (11) weeks. - should Mr. Dalton ret. home during said time, he would be responsible for his own transportation expenses. (FBI Schl. is in Quantico, VA.) Chief Henry was asked for his input; he stated that PD short-handed; didn't feel person could be spared for that long a period of time. The chief was asked if he had checked with other municipalities about benefits derived from FBI Schl. attendance - he had not. The Mayor pointed out that person frm. Newark had attended. Disc. on age limitations; Mayor said age limit was "51 yrs. of age". Trustee Candidate, B. Turner, felt was this not "discrimination". it was pointed out that position(s) would hopefully be filled by "Fall." when Mr. Dalton would "probably" be attending said school. Mr. DePoint said that three top persons on C.S. List are all women -- commented taht he didn't feel palmyra ready for women Patrolman...Mayoral Candidate, P. Frontuto disagreed.

Disc. continued re chief being called to P.D. when a problem exists as dupty. chiefs resides in Newark..... the chief was questioned who among P.D. employes not certified for operation of "Breathalyzer" and the chief replied that two were not. The board was asked if chief would be allowed to attend various schools, and the board, emphatically and unanimously, agreed that he would, however, age limitations of 51 yrs. for F.B.I. school. attendance.

Summing up, the chief felt he should have the " Say " in this matter as he is the dupty. head - if board. goes " over his head," he will see an attorney. Trustee Hays moved adoption of the following Resolution:
 " WHEREAS, Palmyra Deputy Chief Dalton 's name has risen into prominence on the waiting list for participation in additional training by the F.B.I. and " WHEREAS, this training can be of great value to the residents of our village in upgrading the quality and efficiency of police operations, and

WHEREAS, transportation, lodging and training are provided at no coast to the taxpayers of the village, the Board of Trustees, village of Palmyra, hereby instructs, in writting, Palmyra Chief of Police Henry to approve all necessary forms to ensure Deputy Chief Dalton's participation in the upcoming school. These forms to be complted immedittally upon avilability and forwarded to the Mayor for appropriate distribution. " Trustee McGrath seconded, following which the board. optend to exercisse Exec. Sess.

Exec. Sess : At 8:35 P.M. Trustee Hays moved the board. exercise Exec. Sess. for personal reasons; Trustee Mcgrath seconded. All voted Hays carried. Atty Poyzer advised that motion be amended to include matters of litigation as well as personal. Trustee depoint so moved; Trustee Hays seconded. All "ayes , " carried. Atty. Poyzer advised that motion be amended to include matters of litigation as well as personal. Trustee DePoint so moved; Trustee Hays seconded. All "ayes," carried.

Re - Convene: At 8:50 p.m. the board re- convened with the following persons presant: Maryor Wilson; Trustee Hays; McGrath & DePoint; and village atty. Poyzer, and upon motion of Trustee DePoint, seconded by Trustee Hays. All "ayes," carried. The Clerk was requested to re-read the above motion which had been properly introduced and seconded. Upon Roll Call Vote, the above motion was unanimously adopted. Carried.

ARBITRATION: Re the "Grievance" filed by Patrolman Kevin Schneider, the Bd., following discussion, unanimously agreed to go to "Arbitration," and the selection of an "Arbitrator."

VOUCHERS: Trustee McGrath motioned that voucher amts. of \$6,836.65 be pd. on which three signatures/initials of Trustees appear; and the Mayor authorized to sign Abstract No. 17. Trustee Hays seconded, all voted "aye," carried.

CLARK'S TAVERN: The Clerk was req. to show that the Minutes reflect the Vill. Atty. to contact the Atty. for Clark's Tavern re a water line easement.

ADJOURN: At 8:55 p.m. Trustee Hays motioned adjournment; Trustee McGrath seconded. All voted "aye," carried.

Ethel B. Johnson
Village Clerk

BOARD OF TRUSTEES

Regular Meeting 3/19/84 7:00 p.m.

PRESENT: Mary Lou Wilson, Mayor; Trustees - Mary Kay McGrath; James DePoint, Richard Rolland and Stephen Hays; and Village Atty., Laura Jane Poyzer.

MOM OF SIL. The Mayor called the meeting to order at 7:08 p.m. and requested that Patrolman Kevin Schneider be remembered during the moment of silence as he was injured in the line of duty and hospitalized.

MINUTES: The 3/5/84 Bd. Minutes were corrected as follows: Page 3 re "FBI School"; Trustee Hays said that when the Chief was questioned as to persons in PD who had not been certified for the "Breathalyzer", he answered that Patrolman Schneider and himself were not certified. Mr. Hays' correction also included the Chief having stated that he did not work for the Board in this instance - with the above corrections noted, Trustee DePoint moved acceptance of the Minutes; Trustee Hays seconded. "ayes," - Mayor Wilson; Trustees DePoint and Hays; Trustee Rolland abstained - Trustee McGrath was not present at the Board table. Carried.

AMBULANCE. MERGER: Mayor Wilson stated that she had been informed by Mr. Harry White that the Palmyra Volunteer Ambulance Corps had voted unanimously to merge with the Palmyra Fire Dept. Unfortunately, this merger will eliminate approx. six people who live outside the District.

ASSESS. ROLL Mayor Wilson read "Legal Notice" of publication of Assessment Roll shall be filed with Village Clerk, effective 4/1/84. Mayor Wilson said taht reser-
WCVOA vations for 3/28/84 Wayne Co. Vill. Officials' Assoc. dinner-meeting should be given the Clerk by 3/23/84.

- REVITAL.
COMM. Trustee Hays read budget request letter from "Revitalization Committee" in which the amt. of \$2,500. was asked for. Trustee Hays stated that Mr. L. Jacobs of Prospect Dr. had req. permission to park on Village prop. which he had maintained over the years; answer from counsel (Nesbitt & Nesbitt) clearly stated use of land not possible if defined as "park land." Mrs. P. Frontuto requested that Mr. Hays read Atty. Nesbitt's letter of 3/5/84; Trustee Hays complied with req. Trustee
- VENTILATION:
COMM. CTR. McGrath rec'd estimate for ventilation system at Comm. Ctr. rec'd from Pres. Gary LaBerge - moisture building up could cause damage to gym floor, etc. Estimate will not exceed \$5,300. - could be under \$4,000. Could begin in three weeks/completed in two weeks. Discussion on taking frm. Cemetery Lot Fund, HR-9 which has excess amt. of money, per Donegan Assoc. Mr. DePoint felt should be left up to "new Bd." Trustees Hays and Rolland agreed to accept responsibility for checking into legalities of use of above funds by nxt. Bd. Mtg. Trustee DePoint opposed to Village expending full amt.; further disc. on Town's input.
- SIDEWALK Trustee McGrath directed the Clk. to send letter to M/M Blake Duffy, Cuyler St., informing them that sidewalks to be replaced as soon as possible - cc: Ray Smith, Superintendent.
- FIREHALL
CAP. RES.: Trustee McGrath moved that Bd. remove \$2440 from HR-5, Cap. Res. for Fire Hall - removation and improvement - to replace flashing on Fire Hal, notifying Siddon's Roofing & req. contract. Trustee DePoint seconded. discussion - ask Atty. to look into old contract - fire house five yrs. old -- seek legal advice from Vill. Atty. to instigate lawsuit, if necessary. "Ayes," - Trustees McGrath, DePoint, Hays & Rolland. Carried.
Trustee McGrath requested taking monies from above fund to repair apron in front of Fire Hall; Bd. should get estimate - perhaps combine with spreading asphalt at Comm. Ctr. Obtain separate estimate/one combined with Ctr.
- STOCKS&BONDS: Bd. discussion on Village stocks and bonds; Trustee DePoint recommended adjourning mtg. for continuation - would be difficult for new Bd. as they are not familiar. Trustee Rolland said that specific recommendations to "hold or sell" rec'd from Donegan's at budget mtg.
- CEMET. FND.: Trustee Rolland mvoed that \$2,000. be transferred from Code A8810.1 to A8810.4 to cover costs of renovations to htg. system in Cemetery Office, Resolution attached hereto. Trustee DePoint seconded; "Ayes," - Trustees Rolland, Hays DePoint & McGrath. Carried.
- ZBA APPTS. Trustee Rolland said that he anticipates making appointment to Znd. Bd. of Appeals very soon.
- CEMETERY Trustee Rolland moved that the Bd. post for positions in Cemet. - full and pt.-time - leaving to Foreman Weaver's discretion positions he has to fill. The Clk. was instructed to post said notices on following day. Trustee Hays secodned; all voted "aye", carried.
- PD REPORTS Trustee DePoint having circulated P.D. Rpts. for 2/84 moved acceptance of same; trustee Rolland seconded. All voted "aye," carried.
Mr. DePoint stated that he would be looking into damage done to Village Hall over past weekend. Trustee Hays req. taht P.D. or Village file for restitution. Discussion
- BREEN'S Mr. David Breen was present for presentation to Bd. re "change of purpose" for proposed addition to Breen's Mkt. previously approved by Bd. Mr. Breen stated their sincerity in orig. plan, i.e. addition of drugstore. Said plan did not wk. out - orig. purchase offer for purchase of said prop. frm. Vil. would stand. Their expansion would be from present 18,000 sq. ft. to 30,000 sq. ft. Bd. agreed that expansion good for Vill. and said "change of purpose" should be allowed.
- COMM. RPTS. Trustee Rolland moved that Committee Rpts. be attached to Minutes; Trustee DePoint seconded. All voted "aye," carried.
- VOUCHERS Trustee Rolland also mvoed that the Mayor be authorized to sign Abstract No. 18 in amount of \$20,482.33 and payment made for those containing three initials/signatures of at least three Trustees. Trustee DePoint seconded. All voted "aye," carried.